

1 SHEILA POLK, COUNTY ATTORNEY  
JEFFREY G. PAUPORE, SBN 007769  
2 STEVE A. YOUNG, SBN016838  
Deputy County Attorney  
3 YCAO@co.yavapai.az.us  
4 Attorneys for STATE OF ARIZONA

2012 APR 11 AM 11:42 ✓

BY: 

5 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

6 **IN AND FOR THE COUNTY OF YAVAPAI**

7 **STATE OF ARIZONA,**

8 Plaintiff,

9 vs.

10 **STEVEN CARROLL DEMOCKER,**

11 Defendant.

**CAUSE NO. P1300CR201001325**

**STATE'S PROPOSED JAIL CALLS  
FOR TRIAL**

Assigned to Hon. Gary Donahoe

12  
13 The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney and her  
14 deputy undersigned presents a DVD of recorded jail calls and certified transcripts of each for review  
15 by the Court pursuant an order dated February 24, 2012 The calls are identified for use in the  
16 State's case in chief and calls anticipated for rebuttal purposes.  
17

18 The State painstakingly listened to thousands of recorded jail calls and narrowed them  
19 down to 28 with only 14 calls proposed for use in its case in chief. Only a small portion of each  
20 recorded call allegedly contains Defendant's statements against interest. Three (3) of the 14 calls  
21 is actually one continuous call. It will take the State less than 2 hours to play specific clips from  
22 the selected calls to the jury. The March 17, 2008 call (parts 1 and 2) between Katie DeMocker  
23 and the Defendant is the only call proposed to be played from start to finish.  
24

25 Rule 106 of the Arizona Rules of Evidence allows an adverse party to require the  
26 introduction of any other part or any other writing or recorded statement which ought in fairness

**Office of the Yavapai County Attorney**

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1 to be considered contemporaneously with it. If the Defendant requests that each call be played  
2 from start to finish in order to allegedly avoiding out of context statements, it will take  
3 approximately 3.5 hours to play the 14 calls in the States case in chief.

4 The recorded calls are on a DVD listed by date and is attached hereto as exhibit #1. The  
5 certified transcripts are attached hereto as exhibit #2. The date, time, person called, brief  
6 description, length, transcript page numbers and proposed use for each call at trial is set forth  
7 below:  
8

	Call Date	Call Time	Call squib	Length	use at trial	
9						
10	1	1/2/2009	1912	Dad "750" makes life easier @3:40 min pg 5-6	15 min	case in chief
11				Renee: coffee mtg to settle \$ dispute @ 6:00 -9:00 min pg 8-10	15 min	rebuttal
12	2	1/15/2009	1625			
13				Renee on golf course re: escape bag @ 8:14-13:00 min, pg 11-16	15 min	rebuttal
14	3	3/13/2009	1709			
15	4	3/17/2009	1039	Katie refusing to give Char's 1/2 of Trust \$	15 min*	case in chief
16	5	3/17/2009	1055	Katie continuing fight over Char's 1/2 of Trust	11 min*	case in chief
17				Renee @7:15 min per Kottke Trust \$ different pg 8-9; "my hot head" pg 13	15 min	rebuttal
18	6	3/18/2009	1739			
19				Dad: Estate sep. sleeve of money @ 13:15 min. pg 14-15	15 min	rebuttal
20	7	3/31/2009	1717			
21	8	5/3/2009	1328	Renee: Gave Carol club at condo @10 min. pg 15-17	14 min	case in chief
22				Katie D's a creditor of estate @3:45, pg 5-6	7 min	rebuttal
23	9	5/16/2009	1639			
24	10	5/19/2009	1942	No emotion after VIV	14 min	case in chief
25	11	5/19/2009	2057	No emotion after VIV	15 min	rebuttal
26	12	5/21/2009	1506	No emotion after VIV	15 min	rebuttal
				Renee as S. Trustee, per Sears & Kottke @1:00 min. pg 3-6 xscript	15 min	rebuttal
	13	5/26/2009	1110			
				Char: Katie torpedo plan; plan for anon email @2:00 pg 4-6	15 min	rebuttal
	14	5/31/2009	1259			

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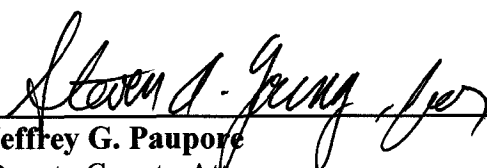
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Phone: (928) 771-3344 Facsimile: (928) 771-3110

15	6/13/2009	1403	Renee returning calls @4:00 pg 5-6	15 min	rebuttal	
16	6/23/2009	1639	Renee VIV & Anon email @4:30-6:45 min pg 6-8	15 min	rebuttal	
17	8/8/2009	932	Mom on scheme to use Trust \$ (1 of 3 calls) @ 12 min; pg 12-14 xscript	15 min*	case in chief	
18	8/8/2009	948	Cont'd call @ 22 sec; pg 2 - 3 xscript	7 min*	case in chief	
19	8/8/2009	956	Conclusion	3 min*	case in chief	
20	8/10/2009	1155	Renee @4:30 wire of trust \$; pg 7-12 xscript	14.5min	rebuttal	
21	8/11/2009	1156	Katie \$355K paid out; "I need this done"; @ 3:30 - 10:30 min; pg 4-10	15 min	case in chief	
22	8/29/2009	1702	Mom/Dad: \$ xsfer; 2nd xsfer cpl wks, @11:00 - 13:00 min; pg 10-12	15 min	case in chief	
23	9/15/2009	1330	Renee; shell game; her name on Trust ; feels strange @ 3:30 & 13:06 pg 5 - 7, 15-17,(1 of 2)	15 min*	case in chief	
24	9/15/2009	1346	Cont'd call w/Renee on Trust acct	15 min*	case in chief	
25	10/19/2009	912	Renee feel like moving \$350 today @4:00 pg 6-7 on xscript.	5 min	case in chief	
26	10/19/2009	1653	Char's thanks for gift today @13:20 pg 15-16	15 min	rebuttal	
27	10/21/2009	1406	Mom "not the girls \$" @ 3:20 pg 5 - 7 xscript	15 min	case in chief	
28	11/14/2009	1705	Char never got a say \$ @4:15, pg 7-8	6.5 min	rebuttal	
##	* ONE CONTINUOUS CALL					

RESPECTFULLY SUBMITTED this 11th day of April, 2012.

**Sheila Sullivan Polk**  
**YAVAPAI COUNTY ATTORNEY**

By:   
**Jeffrey G. Paupore**  
Deputy County Attorney

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1 **COPY** of the foregoing **Emailed** this  
2 11<sup>th</sup> day of April, 2012, to:

3 Honorable Gary Donahoe  
4 Division 1

5 Yavapai County Superior Court  
6 Via email to: [gdonahoe@q.com](mailto:gdonahoe@q.com)

7 Division 1

8 Via email to: Cheryl Wagster: [CWagster@courts.az.gov](mailto:CWagster@courts.az.gov)

9 Craig Williams

10 Attorney for Defendant

11 P.O Box 26692

12 Prescott Valley, AZ 86312

13 Via email to: [craigwilliamslaw@gmail.com](mailto:craigwilliamslaw@gmail.com)

14 Greg Parzych

15 Co-counsel for Defendant

16 2340 W. Ray Rd., Suite #1

17 Chandler, AZ 85224

18 Via email to: [gparzlaw@aol.com](mailto:gparzlaw@aol.com)

19 Daniela De La Torre

20 Attorney for victim

21 Charlotte DeMocker

22 245 West Roosevelt, Suite A

23 Phoenix, AZ 85003

24 Via email to: [ddelatorre@azbar.org](mailto:ddelatorre@azbar.org)

25 Melody G. Harmon

26 Attorney for victim

Katie DeMocker

210 S. 4<sup>th</sup> Ave., Suite 220

Phoenix, AZ 85003

Via email to: [mharmonlaw@gmail.com](mailto:mharmonlaw@gmail.com)

By: 